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An Act To Establish the Crime of Motor Vehicle Violation Resulting in Death

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 29-A MRSA §2413-A is enacted to read:

§ 2413-A. Motor vehicle violation resulting in death

1. Offense. A person commits the Class D crime of motor vehicle violation resulting in death if that person, while operating a motor vehicle and committing a traffic infraction, causes the death of another person. Violation of this section is a strict liability crime as defined in Title 17-A, section 34, subsection 4-A.

2. Pleading and proof. The State must prove that the defendant's committing a traffic infraction while operating a motor vehicle caused the death under subsection 1. The court shall apply Title 17-A, section 33 in assessing any causation under this section.

SUMMARY

This bill creates the Class D strict liability crime of motor vehicle violation resulting in death. A person commits the crime if that person, while operating a motor vehicle and committing a traffic infraction, causes the death of another person.